

PATENT

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Vogels et al.

Serial No.: 09/444,284

Filed: November 19, 1999

For: GENE DELIVERY VECTORS PROVIDED WITH A TISSUE TROPISM FOR SMOOTH MUSCLE CELLS, AND/OR

ENDOTHELIAL CELLS

Confirmation No.: 8464

Examiner: S. Chen

Group Art Unit: 1632

Attorney Docket No.: 2578-4231US

NOTICE OF EXPRESS MAILING

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Andrew F. Nilles Person making Deposit:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO/SB/08 be considered by the Examiner and made of record.

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as

defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

Pursuant to 37 C.F.R. § 1.98(d), a copy of any patent, publication or other information listed in the Information Disclosure Statement is not required to be provided if it was previously cited by or submitted to the office in a prior application, provided that the prior application is properly identified in the statement and relied upon for an earlier filing date under 35 U.S.C. § 120.

Accordingly, no copy of information marked with a pound sign (#) is enclosed because it was previously cited or submitted to the patent office in a prior application which is properly identified above, and is relied upon for an earlier filing date. The references are as follows:

U.S. Patent Documents

U.S. Patent No.	Publication Date	<u>Patentee</u>
#US- 4,487,829	12/11/1984	Sharp et al.
#US- 4,517,686	05/21/1985	Ruoslahti et al.
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#US- 5,223,394	06/29/1993	Wallner
#US- 5,223,409	06/29/1993	Ladner et al.
#US- 5,240,846	08/31/1993	Collins et al.

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#US- 5,349,053	09/20/1994	Landolfi
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#US- 5,543,328	08/06/1996	McClelland et al.
#US- 5,547,932	08/20/1996	Curiel et al.
#US- 5,552,311	09/03/1996	Sorscher et al.
#US- 5,559,099	09/24/1996	Wickham et al.
#US- 5,571,698	11/05/1996	Ladner et al.
#US- 5,622,699	04/22/1997	Ruoslahti et al.
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#US- 5,731,190	03/24/1998	Wickham et al.
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Foreign Patent Documents

Document No.	<u>Publication Date</u>	<u>Patentee</u>
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#Pursuant to 37 C.F.R. § 1.98(d), copies of the previously identified patents are not being provided since they were previously cited by or submitted to the Office in the following prior application:

For: CHIMAERIC ADENOVIRUSES, which application is being relied upon for an earlier filing date under 35 U.S.C. § 120.

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, Applicants hereby identify the following listed copending applications naming a common inventor(s):

Attorney Docket No.:

2578-4622.1US

Serial No.:

10/432,105

Filing Date:

5/20/2003

Title:

ADENOVIRAL REPLICONS

Attorney Docket No.:

2578-6386US

Serial No.: Filing Date:

10/494,140 4/29/2004

Title:

METHODS AND MEANS FOR PRODUCING PROTEINS WITH

PREDETERMINED

POST-TRANSLATIONAL

MODIFICATIONS

Attorney Docket No.:

2578-6471US

Serial No.:

10/499,298

Filing Date:

6/17/2004

Title:

EFFICIENT PRODUCTION OF F(AB')2 FRAGMENTS IN

MAMMALIAN CELLS

Attorney Docket No.:

2578-3833.9US

Serial No.:

10/618,526

Filing Date:

7/11/2003

Title:

PACKAGING SYSTEMS FOR HUMAN RECOMBINANT

ADENOVIRUS TO BE USED IN GENE THERAPY

Attorney Docket No.:

2578-6077US

Serial No.:

10/644,256

Filing Date:

8/20/2003

Title:

EFFICIENT PRODUCTION OF IgA IN RECOMBINANT

MAMMALIAN CELLS

Attorney Docket No.:

2578-4489.1US

Serial No.:

10/646,449

Filing Date:

8/22/2003

Title:

GENE DELIVERY VECTORS PROVIDED WITH A TISSUE

TROPISM FOR DENDRITIC CELLS AND METHODS OF USE

Attorney Docket No.: 2578-3982.3US

Serial No.: 10/783,510 Filing Date: 2/20/2004

Title:

MEANS AND METHODS FOR FIBROBLAST-LIKE OR

MACROPHAGE-LIKE CELL TRANSDUCTION

Attorney Docket No.:

2578-4038.3US Serial No.: 10/790,562 Filing Date: 3/1/2004

Title:

RECOMBINANT PROTEIN PRODUCTION IN A HUMAN

CELL

Attorney Docket No.:

2578-4230.1US Serial No.: 10/808,681 Filing Date: 3/25/2004

Title:

MELANOMA ASSOCIATED PEPTIDE ANALOGUES AND

VACCINES AGAINST MELANOMA

Attorney Docket No.:

2578-3833.10US Serial No.: 10/850,140 Filing Date: 5/20/2004

Title:

PACKAGING SYSTEMS FOR HUMAN RECOMBINANT

ADENOVIRUS TO BE USED IN GENE THERAPY

Attorney Docket No.: 2578-4070.2US

Serial No.: To be assigned

Filing Date:

September 27, 2004

Title:

SEROTYPES OF ADENOVIRUS AND USES THEREOF

This Supplemental Information Disclosure Statement is believed to be filed before the mailing date of the first Office Action on the merits subsequent to the filing of an RCE in the above-identified application.

Respectfully submitted,

hellen ? whiA

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Enclosures: Form PTO/SB/08

Document in ProLaw



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known

Application Number 09/444,284

Filing Date November 19, 1999

First Named Inventor Vogels et al.

Group Art Unit 1632

Examiner Name Chen

Attorney Docket Number 2578-4231US

Sheet 1 of 7 Attorney Docket Number

Examiner Initials *	Cite No. ¹	Document Number Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		#US- 4,487,829	12/11/1984	Sharp et al.	rigures reppetit
		#US- 4,517,686	05/21/1985	Ruoslahti et al.	-
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		#US- 4,792,525	12/20/1988	Ruoslahti et al.	**
•	 	#US- 4,797,368	01/10/1989	Carter et al.	
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		#US- 5,166,320	11/24/1992	Wu et al.	
	 	#US- 5,198,346	03/30/1993	Ladner et al.	
	<u> </u>	#US- 5,204,445	04/20/1993	Plow et al.	
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	<u> </u>	#US- 5,223,409	06/29/1993	Ladner et al.	
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		#US- 5,349,053	09/20/1994	Landolfi	
		#US- 5,403,484	04/04/1995	Ladner et al.	
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	1	#US- 5,559,099	09/24/1996	Wickham et al.	· - · · · · · · · · · · · · · · · · · ·
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-	†	#US- 5,622,699	04/22/1997	Ruoslahti et al.	
	†	#US- 5,712,136	01/27/1998	Wickham et al.	
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		#US- 5,770,442	06/23/1998	Wickham et al.	· · · · · · · · · · · · · · · · · · ·
	 	#US- 5,922,315	07/13/1999	Roy	
	 	#US- 6.127.525	10/03/2000	Crystal et al.	
xaminer ignature				Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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 Application Number
 09/444,284

 Filing Date
 November 19, 1999

 First Named Inventor
 Vogels et al.

 Group Art Unit
 1632

 Examiner Name
 Chen

 Attorney Docket Number
 2578-4231US

	FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
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		#2078631	03/19/1990	JP		
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(use as many sheets as necessary)	Examiner Name	Chen	
Sheet 3 of 7	Attorney Docket Number	2578-4231US	

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Complete if Known 09/444,284 Application Number November 19, 1999 Filing Date Vogels et al. First Named Inventor Group Art Unit 1632 Chen Examiner Name 2578-4231US Attorney Docket Number

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